

ESTTA Tracking number: **ESTTA41789**

Filing date: **08/10/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

### **Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

#### **Petitioner Information**

|                     |  |                    |          |
|---------------------|--|--------------------|----------|
| <b>Name</b>         | M7 Aerospace LP  |                    |          |
| <b>Entity</b>       | Partnership  | <b>Citizenship</b> | Delaware |
| <b>Composed Of:</b> | M7 Aerospace, LLC, a Delaware LLC LIMITED PARTNERSHIP  |                    |          |
| <b>Address</b>      | 10823 NE Entrance Rd.San Antonio International Airport<br>San Antonio, TX 78216<br>UNITED STATES |                    |          |

|                             |   |
|-----------------------------|---|
| <b>Attorney information</b> | Tim Headley<br>Gardere Wynne Sewell, LLP<br>1000 Louisiana, Suite 3400<br>Houston, TX 77002-5007<br>UNITED STATES<br>theadley@gardere.com,ggarza@gardere.com,msweeney@gardere.com<br>Phone:713 276 5320 |
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#### **Registration Subject to Cancellation**

|                                  |  |                          |            |
|----------------------------------|--|--------------------------|------------|
| <b>Registration No</b>           | 2837858  | <b>Registration date</b> | 05/04/2004 |
| <b>Registrant</b>                | Pictometry International Corp.<br>100 Town Center Drive, Suite A<br>Rochester, NY 14623<br>UNITED STATES                         |                          |            |
| <b>Goods/Services Subject to</b> | Class 035. First Use: 20020630, First Use In Commerce: 20020630<br>Goods/Services: Licensing computer software for accessing and |                          |            |

|                     |   |
|---------------------|---|
| <b>Cancellation</b> | reproducing images including images with geographic and location data |
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|                            |   |
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| <b>Related Proceedings</b> | Petitioner is attempting to register "M7 Visual Intelligence". See pending application serial no. 78448659. |
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| <b>Attachments</b> | 2005 08 10 Petition to Cancel.pdf ( 2 pages ) |
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|                  |               |
|------------------|---------------|
| <b>Signature</b> | /Tim Headley/ |
| <b>Name</b>      | Tim Headley   |
| <b>Date</b>      | 08/10/2005    |

In The United States Patent And Trademark Office  
Before The Trademark Trial And Appeal Board

|                                |   |                            |
|--------------------------------|---|----------------------------|
| M7 Aerospace LP                | § |                            |
|                                | § |                            |
| Petitioner,                    | § | Cancellation No. _____     |
| v.                             | § |                            |
|                                | § | Mark: VISUAL INTELLIGENCE  |
| Pictometry International Corp. | § |                            |
|                                | § | Registration No. 2,837,858 |
| Registrant                     | § |                            |

**Petition to Cancel**

1. Petitioner is M7 Aerospace LP, a Delaware Limited Partnership, having M7 Aerospace, LLC, a Delaware LLC, as its general partner. Petitioner's address is 10823 NE Entrance Rd., San Antonio International Airport, San Antonio, TX 78216.
2. To the best of petitioner's knowledge, the name (and address) of the current owner of the registration is Pictometry International Corp., 100 Town Center Drive, Suite A, Rochester, NY 14623.
3. Petitioner believes that it will be damaged by the above-identified registration, and hereby petitions to cancel the same.
4. The grounds for cancellation are as follows. If, as the Trademark Examining Attorney contends, plaintiff's mark so resembles defendant's mark as to be likely, when applied to the goods and/or services of the plaintiff, to cause confusion,

then defendant's registration should be cancelled, because plaintiff has priority of use.

Respectfully submitted,

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